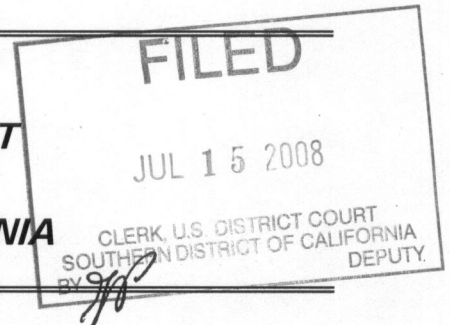


AO 455 (Rev. 5/85) Waiver of Indictment

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF CALIFORNIA**



UNITED STATES OF AMERICA

WAIVER OF INDICTMENT

v.

MARCOS RODRIGUEZ-PORCAYO

CASE NUMBER: 08CR2318-BEN

I, MARCOS RODRIGUEZ-PORCAYO, the above named defendant, who is accused  
of committing the following offense:

Title 8, U.S.C., Sec. 1325 - Illegal Entry (Misdemeanor); Title 8, U.S.C.,  
Sec. 1325 - Illegal Entry (Felony),

being advised of the nature of the charge(s), the proposed information, and of my rights, hereby  
waive in open court on 7/15/08 prosecution by indictment and consent that the  
proceeding may be by information rather than by indictment.

Rodriguez Marcos  
Defendant

[Signature]  
Counsel for Defendant

Before

[Signature]  
Judicial Officer